

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 264

February 2, 2017

SUMMARY OF BILL: Creates the Supported Decision-Making Agreement Act (SDMAA) to define and authorize a legal option for adults with disabilities who seek assistance in making certain decisions about their lives, such as financial, medical, and other life decisions, but choose to retain their rights as the ultimate decision-maker about these decisions rather than seeking a legal representative to make such decisions on their behalf. Requires a person who receives a copy of a support decision making agreement (SDMA), or is aware of the existence of a SDMA and believes that the adult with a disability is being abused, neglected, or exploited by the supporter, to report it to the Department of Human Services.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Based on information provided by the Department of Human Services, any calls to the abuse hotline can be handled within existing resources.
- Based on information provided by the Commission on Aging and Disability, the Department of Intellectual and Developmental Disabilities, and the Tennessee Council on Developmental Disabilities, any education or outreach involved with the proposed legislation could be accomplished within existing resources without an increased appropriation or reduced reversion.
- This bill provides no explicit administrative, regulatory, or enforcement mechanisms by any state or local government entity for ensuring compliance with the SDMAA. As a result, any fiscal impact is assumed to be incurred only by private third parties identified within any such SDMA.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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